

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

BARTON FLEISHMAN, As Assignee	:	CIVIL ACTION
of Mir-Bar Realty Corp. Co.,	:	
MIRIAM FLEISHMAN, HOWARD FLEISHMAN	:	
	:	
v.	:	
	:	
DURHAM CAPITAL CORPORATION, et al.	:	NO. 98-6644

MEMORANDUM AND ORDER

Fullam, Sr. J. March , 1999

Plaintiff is suing approximately twenty-five defendants for a series of alleged wrongs in connection with one or more aborted loan transactions. All of the pertinent events occurred in the State of New York (with perhaps a couple of contacts in the State of New Jersey). The pro se plaintiff moved to Pennsylvania about six months ago, and therefore filed the action in this district.

As to most, if not all, of the named defendants, it is clear that this Court lacks personal jurisdiction (none of the operative events occurred in Pennsylvania, nor do these defendants have sufficient contacts with Pennsylvania to warrant assertion of in personam jurisdiction). In any event, it is crystal clear that venue in this district is improper. The case will therefore be transferred to the United States District Court for the Southern District of New York, where jurisdiction and venue would be proper.

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ORDER

AND NOW, this 1st day of March, 1999, upon consideration of the motions of various defendants to dismiss or transfer this action, and plaintiff's responses, IT IS ORDERED:

1. This action is transferred to the United States District Court for the Southern District of New York.

2. The time within which any defendant may respond to plaintiff's complaint (or file a further response if desired) is extended until 30 days after the transfer is effectuated.

3. All pending motions not rendered moot by this transfer order shall remain pending for disposition by the transferee court.

John P. Fullam, Sr. J.